

First Published in the Wichita Eagle on February 12, 2010

RESOLUTION NO. 10-034

RESOLUTION REPEALING RESOLUTION NO. 08-426 RELATING TO FINDINGS OF ADVISABILITY AND AUTHORIZATION OF FAÇADE IMPROVEMENTS AT 200 NORTH BROADWAY (NORTH OF 1ST STREET, EAST OF BROADWAY) 472-84681 IN THE CITY OF WICHITA, KANSAS.

WHEREAS, the Governing Body of the City of Wichita, Kansas (the "City"), adopted Resolution No. 08-426 on August 26, 2008, which authorized the construction of certain façade improvements at 200 North Broadway (the "Improvements") and authorized the cost of the Improvements to be assessed against the following property within the improvement district:

PARCEL 1

That part of Lots 32, 34, 36, 38, and 40, on Broadway, in J.R. Mead's Addition to Wichita, Sedgwick County, Kansas, described as beginning at the Southwest corner of lot 32; thence north to the northwest corner of lot 40, thence east 49.99 feet; thence south 85.1 feet; thence east 2.5 feet; thence south 18.1 feet; thence east 5.5 feet; thence south 46.8 feet to the south line of said lot 32; thence west 57.99 feet to the point of beginning; excluding the point of beginning Southwest corner lot 32; north 32.9 feet; east 40.89 feet; north 5.3 feet; east 10.3 feet; north 8.6 feet; east 6.8 feet; south 46.8 feet to south line of said lot 32; west 57.99 feet to the point of beginning.

PARCEL 2

That part of Lots 32 and 34, on Broadway, in J. R. Mead's Addition to Wichita, Sedgwick County, Kansas, described as beginning at the Southwest corner of Lot 32; thence north along the West line of said Lots 32 and 34, 32.9 feet to a point 2.9 feet north of the Southwest corner of said Lot 34; thence east 40.89 feet; thence north 5.3 feet; thence east 10.3 feet; thence north 8.6 feet; thence east 6.8 feet; thence south 46.8 feet to the south line of said Lot 32; thence west 57.99 feet to beginning, being on and the same area as the theater vestibule and stairs and theater lobby excluded from the Condominium Definition in Paragraph 2 f. of the Declaration of Condominium filed on Film 695, Page 1458, recorded in the Office of the Register of Deeds, Sedgwick County, Kansas.

PARCEL 3

That part of Lots 34, 36, 38 and 40, on Broadway, in J. R. Mead's Addition to Wichita, Sedgwick County, Kansas, described as beginning at a point on the North line of said Lot 40, said point being 49.99 feet east of the Northwest corner of said Lot 40; thence south 85.1 feet; thence east 2.5 feet; thence south 18.1 feet; thence east 5.5 feet; thence north 93.4 feet to a point 9.8 feet south and 82 feet west of the Northeast corner of said Lot 40; thence east 82 feet to a point 9.05 feet south of the Northeast corner of said Lot 40; thence north 9.05 feet to the Northeast corner of said Lot 40; thence west 89.85 feet to the point of beginning.

PARCEL 4

Lots 42, 44, 46, 48, 50 and 52, on Broadway, in J. R. Mead's Addition to Wichita, Sedgwick County, Kansas

WHEREAS, the Governing Body of the City adopted Resolution No. 08-542 on December 2, 2008, which inadvertently omitted repealing Resolution No. 08-426 and also authorized the construction of the Improvements and authorized the cost of the Improvements to be assessed against the following property within the improvement district:

PARCEL 1

That part of Lots 32, 34, 36, 38, and 40, on Broadway, in J.R. Mead's Addition to Wichita, Sedgwick County, Kansas, described as beginning at the Southwest corner of lot 32; thence north to the northwest corner of lot 40, thence east 49.99 feet; thence south 85.1 feet; thence east 2.5 feet; thence south 18.1 feet; thence east 5.5 feet; thence south 46.8 feet to the south line of said lot 32; thence west 57.99 feet to the point of beginning; excluding the point of beginning Southwest corner lot 32; north 32.9 feet; east 40.89 feet; north 5.3 feet; east 10.3 feet; north 8.6 feet; east 6.8 feet; south 46.8 feet to south line of said lot 32; west 57.99 feet to the point of beginning.

PARCEL 2

That part of Lots 32 and 34, on Broadway, in J. R. Mead's Addition to Wichita, Sedgwick County, Kansas, described as beginning at the Southwest corner of Lot 32; thence north along the West line of said Lots 32 and 34, 32.9 feet to a point 2.9 feet north of the Southwest corner of said Lot 34; thence east 40.89 feet; thence north 5.3 feet; thence east 10.3 feet; thence north 8.6 feet; thence east 6.8 feet; thence south 46.8 feet to the south line of said Lot 32; thence west 57.99 feet to beginning, being on and the same area as the theater vestibule and stairs and theater lobby excluded from the Condominium Definition in Paragraph 2 f. of the Declaration of Condominium filed on Film 695, Page 1458, recorded in the Office of the Register of Deeds, Sedgwick County, Kansas.

PARCEL 3

That part of Lots 34, 36, 38 and 40, on Broadway, in J. R. Mead's Addition to Wichita, Sedgwick County, Kansas, described as beginning at a point on the North line of said Lot 40, said point being 49.99 feet east of the Northwest corner of said Lot 40; thence south 85.1 feet; thence east 2.5 feet; thence south 18.1 feet; thence east 5.5 feet; thence north 93.4 feet to a point 9.8 feet south and 82 feet west of the Northeast corner of said Lot 40; thence east 82 feet to a point 9.05 feet south of the Northeast corner of said Lot 40; thence north 9.05 feet to the Northeast corner of said Lot 40; thence west 89.85 feet to the point of beginning.

THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS, AS FOLLOWS:

Section 1. Resolution No. 08-426 is hereby repealed in its entirety.

Section 2. This Resolution shall be in full force and effect after its adoption by the Governing Body of the City. The City Clerk is authorized to publish this Resolution one time in the official City newspaper and to file a copy of this Resolution with the Register of Deeds of Sedgwick County, Kansas.

Adopted by the Governing Body of the City of Wichita, Kansas, on February 9, 2010.

CITY OF WICHITA, KANSAS

Carl Brewer, Mayor

(Seal)

Attest:

Karen Sublett, City Clerk

APPROVED AS TO FORM:

By: _____
Gary E. Rebenstorf, Director of Law